

Entered - 03/13/02 - sb
CL02L0209 - ALEXIS HOLMES

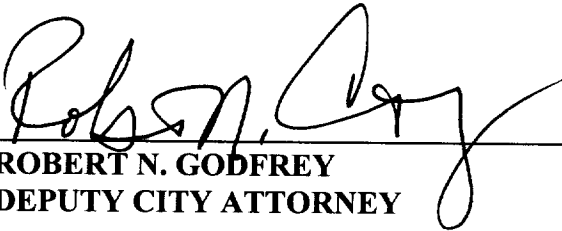
CLAIM OF: **SHEILA PLEASE**
4010 Fennel Circle
Atlanta, Georgia 30331

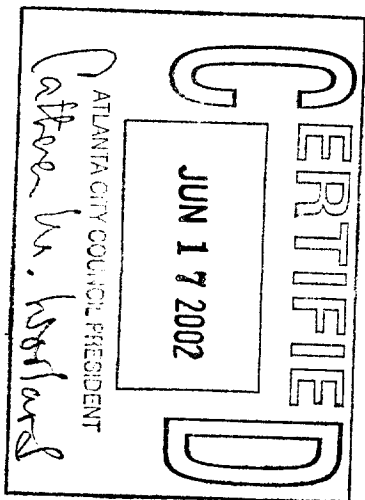
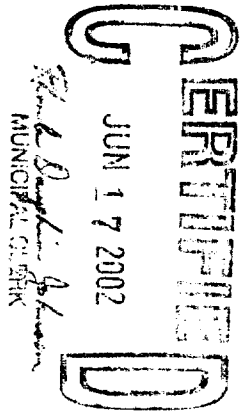
02- R-0988

For damages alleged to have been sustained as a result of a vehicular
accident on January 17, 2002 at 1469 Campbellton Road, SW.

THIS ADVERSED REPORT IS APPROVED

BY:


ROBERT N. GODFREY
DEPUTY CITY ATTORNEY



ADVERSE REPORT JUN 17 2002

ADVERSE REPORT

COMM: Public Safety

DATE: 6/11/02

CHAIR: [Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]



OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103

June 17, 2002

Sheila Please
4010 Fennel Circle
Atlanta, GA 30331

02-R-0988

Dear Ms. Please:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on June 17, 2002. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the City Attorney's Office/Claims Division at (404) 330-6400.

Sincerely,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0209

Date: May 29, 2002

Claimant /Victim SHEILA PLEASE

BY: (Atty.)(Ins. Co.) _____

Address: 4010 Fennel Circle, Atlanta, Georgia 30331

Subrogation: _____ Claim for Property damage \$ Not Stated Bodily Injury \$ _____

Date of Notice: 03/05/02 Method: Written, proper X Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 01/17/02 Place: 1469 Campbellton Road

Department Police Division _____

Employee involved S. Rawkorn Disciplinary Action: _____

NATURE OF CLAIM: The claimant alleges her vehicle was damaged by the driver of a privately owned vehicle, fleeing from and eluding police, lost control of same and collided with the claimant's vehicle. The investigation determined that there was no negligence on the part of the police officer in causing the accident. Furthermore, the City is immune from liability as set forth in O.C.G.A. §36-33-3.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____

Pictures _____ Diagrams _____ Reports: Police X Dept Report _____ Other _____

Traffic citations issued: City Driver _____ Claimant Driver _____

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____

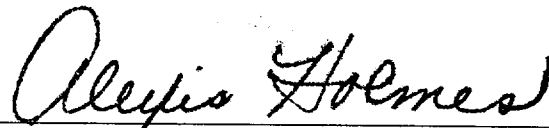
Improper Notice _____ More than Six Months _____ Other X Damages reasonable _____

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

Claimant Negligent _____ City Negligent _____ Joint _____ Claim Abandoned _____

Respectfully submitted,



INVESTIGATOR - ALEXIS HOLMES

RECOMMENDATION:

Pay \$ _____ Adverse X Account charged: 1A01 _____ 2J01 _____ 2H01 _____ 2P01 _____

Claims Manager:  Concur/date 05-29-02

Committee Action: _____ Council Action _____

RCS# 3806
6/17/02
2:59 PM

Atlanta City Council

Regular Session

CONSENT I Pgs. 1-11: Except Certain City Utility
 Items
 ADOPT

YEAS: 15
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 0

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

ITEM (S) REMOVED FROM
CONSENT AGENDA

02-O-0164	02-R-1009
02-O-0901	02-R-1010
02-R-0972	02-R-1011
02-R-1004	02-R-1012
02-R-1005	02-R-1023
02-R-1006	02-R-1024
02-R-1007	02-R-1025
02-R-1008	02-R-1026
	02-R-1071

CONSENT I

06/17/02 Council Meeting

**ITEMS ADOPTED ON
CONSENT AGENDA**

1. 02-O-0973
2. 02-O-1036
3. 02-O-0908
4. 02-O-0909
5. 02-O-0956
6. 02-O-1029
7. 02-O-1043
8. 02-R-1000
9. 02-R-1001
10. 02-R-1002
11. 02-R-1003
12. 02-R-1016
13. 02-R-1033
14. 02-R-0676
15. 02-R-1018
16. 02-R-1019
17. 02-R-1069
18. 02-R-1070
19. 02-R-1030
20. 02-R-0978
21. 02-R-0979
22. 02-R-0980
23. 02-R-0981
24. 02-R-0982
25. 02-R-0983
26. 02-R-0984
27. 02-R-0985
28. 02-R-0986

**ITEMS ADVERSED ON
CONSENT AGENDA**

29. 02-R-0987
30. 02-R-0988
31. 02-R-0989
32. 02-R-0990
33. 02-R-0991
34. 02-R-0992
35. 02-R-0993
36. 02-R-0994
37. 02-R-0995
38. 02-R-0996
39. 02-R-0997
40. 02-R-0998
41. 02-R-0999